

**UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF TENNESSEE
AT CHATTANOOGA**

DONALD REYNOLDS and NORMAN YARBER, on behalf of themselves and all other persons similarly situated and the UNITED STEEL, PAPER AND FORESTRY, RUBBER, MANUFACTURING, ENERGY, ALLIED INDUSTRIAL AND SERVICE WORKERS INTERNATIONAL UNION, AFL-CIO/CLC,

Plaintiffs,

v.

RESOLUTE FOREST PRODUCTS, INC., RESOLUTE FP US INC., RESOLUTE FP US HEALTH AND WELFARE BENEFIT PLAN, and RESOLUTE FP US HEALTH REIMBURSEMENT ACCOUNT PLAN

Defendants.

Civil Action No.: 1:16-cv-00048-TAV-CHS

Class Action

Demand for Jury Trial

**PLAINTIFFS' MOTION FOR (1) CLASS CERTIFICATION,
(2) PRELIMINARY APPROVAL OF CLASS ACTION SETTLEMENT AGREEMENT,
(3) APPROVAL OF CLASS NOTICE, AND (4) ORDER SETTING DATE FOR FINAL
FAIRNESS HEARING**

Donald Reynolds, Norman Yarber, and the United Steel, Paper and Forestry, Rubber, Manufacturing, Energy, Allied Industrial and Service Workers International Union, AFL-CIO/CLC, (“Plaintiffs”) have entered into a proposed settlement with Resolute Forest Products, Inc., Resolute FP US Inc., Resolute FP US Health and Welfare Benefit Plan, and Resolute FP US Health Reimbursement Account Plan (“Defendants”). The parties have entered into a Stipulation of Settlement (“Settlement Agreement”) which is attached hereto as Exhibit A, and also have agreed on a proposed Class Notice, attached hereto as Exhibit B.

Plaintiffs now move for: (1) class certification of the Settlement Class (as defined in the Settlement Agreement); (2) preliminary approval of the Settlement Agreement; (3) approval of the proposed Class Notice; and (4) entry of an order setting a date for a hearing on the fairness of

the Settlement Agreement pursuant to Fed. R. Civ. P. 23(e)(2), along with other pertinent dates.

Plaintiffs submit the accompanying Memorandum, Settlement Agreement, Class Notice and other materials in support of this motion, as well as a proposed order, filed herewith. Defendants do not oppose this motion.

Dated: April 24, 2018

Respectfully submitted,

s/ Joel R. Hurt

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Counsel for Plaintiffs

CERTIFICATE OF SERVICE

The undersigned hereby certifies that, on April 24, 2018, a copy of the foregoing document was filed electronically with the Clerk of Court using the ECF system, which will send notification of such filing to those persons registered in this case with the ECF system.

s/ Joel R. Hurt
Joel R. Hurt (admitted *pro hac vice*)